

RECEIVED
CENTRAL FAX CENTER

NOV 29 2004

PATENTS

Docket No. 7148-108A-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
DITMAR L. GORGES AND MICHAEL HIGGINS)
Serial No. 10/647,603) Group Art No. 3753
Filed: 25 August 2003)
For: HORIZONTAL-FLOW TRAP AND HOUSING ASSEMBLY) Examiner: John A. Rivell
WITH ODOR PREVENTING CLOSURE MECHANISM)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

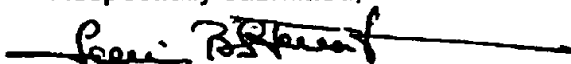
BY FACSIMILE TRANSMISSIONATTENTION: OFFICE OF PETITIONS

Sir:

Enclosed are (1) Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 CFR 1.137(b), (2) payment therefor by credit card, (3) Amendment Letter & Version with Markings to Show Changes Made in Specification and Claims, (4) Information Disclosure Statement including PCT International Search Report and 3 patent copies.

The credit card payment of the \$685.00 is for the petition fee. *Authorization is given to increase or decrease the amount on the enclosed Credit Card Payment Form should the amount stated thereon be incorrect for any fee, e.g., for the petition fee or any amendment claim fee.*

Respectfully submitted,



Lewis B. Sternfels
Registration No. 20,761
Attorney for Applicants

Law Offices of Clark D. Gross
% Russ August & Kabat
12424 Wilshire Boulevard, Suite 1200
Los Angeles, CA 90025-1031

Enc. As Above

Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office
[Fax No. (703) 872-9306] on 29 November 2004.



Lewis B. Sternfels, (29 November 2004)
Registration No. 20,761

NOV 29 2004

PTO/SB/64 (09-04)

Approved for use through 07/31/2008. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

7148-108A-US

First named inventor: Dittmar L. Gorges

Application No.: 10/847,603

Art Unit: 3753

Filed: 25 August 2003

Examiner: John A. Rivell

Title: Horizontal-flow Trap and Housing Assembly with Odor Preventing Closure Mechanism

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (703) 872-9306

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☒ Small entity-fee \$ 685.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in
the form of Amendment letter & changes to specification and claims; IDS (identify type of reply):

☐ has been filed previously on _____
☒ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ _____

☐ has been paid previously on _____
☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/64 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Lewis B. Sternfels
Signature

29 November 2004

Date

Lewis B. Sternfels

Typed or printed name

20,761

Registration Number, if applicable

Law Offices of Clark D. Gross; c/o Russ August & Kabet

Address

(310) 390-4022 & (310) 979-3444

Telephone Number

12424 Wilshire Boulevard, Suite 1200; Los Angeles, CA 90025-1031

Address

Enclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☐ Additional sheets containing statements establishing unintentional delay☐ Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (703) 872-9306.

29 November 2004

Date

Lewis B. Sternfels
Signature

Lewis B. Sternfels

Typed or printed name of person signing certificate

[Page 2 of 2]